IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

CRIMINAL APPLICATION NO. 2661 OF 2007

Shri Santosh V. Shelar. ... Applicant.

V/s.

State of Maharashtra. ... Respondent.

J.Shekhar i/b. J.Shekhar & Co.
for the applicant.

Ms.S.D.Shinde, APP for the State.

CORAM: V.C.DAGA, J.

DATED: 30th August 2007.

P.C.:

. Heard learned counsel for the applicant and learned A.P.P. for the State.

2. This is an application at the instance of the applicant to seek transfer of the applicant from Central Prison, Amaravati to the Central Prison, Yerawada, Pune. The report of the jail authorities was sought. In the report submitted by the Superintendent, Yerawada Central Prison, it is mentioned that the applicant cannot be shifted in Yerawada Central Prison or nearby prison because the persons involved in the rival groups are being housed. Considering the safety of the applicant he was required to be shifted to Amaravati Central Prison.

3. Learned A.P.P., appearing for the State submits that as and when trial is fixed, the applicant would be produced before the trial Court for trial of the case without any excuse on their part and no adjournment in that behalf would be sought. The statement made in this behalf is taken on record. Where the accused persons should be kept is a matter to be decided by the jail authorities. The Court will hardly have any say in the matter. In the circumstances, I do not think any direction to be given to the jail authorities as sought for by the applicant.

4. In the result, application is rejected.

5. All the concerned to act on authenticated copy of this order.

JUDGE